

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION

MATTHEW BRYAN VOSBURGH,

Plaintiff,

v.

WARDEN CARL HUMPHREY, *et al.*,

Defendants.

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CIVIL ACTION NO. 5:12-cv-299 (MTT)

**ORDER**

This matter is before the Court on the Recommendation of Magistrate Judge Charles H. Weigle (Doc. 58) on the Defendants' motion to dismiss (Doc. 46). The Magistrate Judge recommends granting the Defendants' motion because the Plaintiff has failed to exhaust his administrative remedies with regard to many of his claims, and the Plaintiff has failed to state a claim on which relief may be granted pursuant to either 42 U.S.C. § 1983 or Title II of the Americans with Disabilities Act for any remaining claims. The Plaintiff has not objected to the Recommendation.

The Court has reviewed the Recommendation, and the Court accepts the findings, conclusions, and recommendations of the Magistrate Judge. The Recommendation is **ADOPTED** and made the order of this Court. Accordingly, the Defendants' motion to dismiss (Doc. 46) is **GRANTED**, and the Plaintiff's claims are **DISMISSED without prejudice**.

**SO ORDERED**, this 7th day of February, 2014.

S/ Marc T. Treadwell  
MARC T. TREADWELL, JUDGE  
UNITED STATES DISTRICT COURT